

CITY OF EUREKA
CITY COUNCIL / EUREKA REDEVELOPMENT AGENCY
AGENDA

Regular Council/Agency Meeting
Tuesday, January 20, 2009
Closed Session - 4:30 P.M.
Regular Session - 5:30 P.M.
CITY COUNCIL CHAMBERS
CITY HALL - 531 "K" STREET
EUREKA, CA 95501

Adjourned Council/Agency Mtg.
Thursday, January 22, 2009
Closed Session - 5:30 P.M.
Regular Session - 6:30 P.M.
CITY COUNCIL CHAMBERS
CITY HALL - 531 "K" STREET, EUREKA

All persons in attendance at public meetings are requested to observe the following rules of civil debate:

1. We may disagree, but we will be respectful of one another.
2. All comments will be directed to the issue at hand.
3. Personal attacks are unacceptable.

ACCESSIBILITY NOTICE: The meeting rooms are ADA accessible. Accommodations and access to City meetings for people with special needs must be requested of the City Clerk at 441-4175 in advance of the meeting. This agenda and other materials are available in alternative formats upon request.

ROLL CALL

CLOSED SESSION NOTE: Closed Session will commence at 4:30 P.M. with a 5:25 P.M. curfew.

A. PUBLIC COMMENT PERIOD

(Limited to 3 minutes each speaker on closed session agenda items only)

B. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

Name of case: United States of America v. City of Eureka et. al; Case No. C085725

Pursuant to California Government Code Section 54956.9(a)

C. CONFERENCE WITH LABOR NEGOTIATORS

Agency designated representatives: David Tyson for City of Eureka
Employee organization: Unrepresented management, mid-management,
and confidential employees.

Pursuant to California Government Code Section 54957.6

D. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Property: APN 1-054024, 1-054-25

Agency negotiator: David W. Tyson for the City of Eureka

Negotiating Parties: Eureka Waterfront Partners

Under negotiation: price, terms, and conditions

Pursuant to California Government Code Section 54956.8

REGULAR SESSION – 5:30 P.M.

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

REPORT OUT OF CLOSED SESSION

MAYOR'S ANNOUNCEMENTS

COUNCIL REPORTS / CITY-RELATED TRAVEL REPORTS

Councilmember Jeff Leonard – Eureka Skate Park Project Out to Bid

BOARD/COMMISSION REPORTS

PUBLIC COMMENT PERIOD

NOTE: This is the time for members of the public who wish to be heard on matters that do not appear on the Agenda. You may also request that a matter appearing on the Consent Calendar be pulled and discussed separately. Pursuant to City Council Minute Order dated May 4, 1989, City Council policy is to limit each speaker to three (3) minutes. Such time allotment or portion thereof shall not be transferred to other speakers. Pursuant to City Council Minute Order dated June 6, 2000, the public will be allowed to speak concurrently with the calling of an agenda item following the staff presentation of that item.

Pursuant to the Brown Act, the City Council may not take action on an item that does not appear on the Agenda.

1. Is there any person in the audience who wishes to address the Council at this time?

CONSENT CALENDAR

Notice to the Public: All matters listed under this category are considered to be routine by the City Council and will be enacted by one motion. Unless a specific request is made by a Councilmember or the public, the Consent Calendar will not be read. There will be no separate discussion of these items. However, if discussion is required, that item will be removed from the Consent Calendar and considered separately.

2. Council meeting minutes.

Recommendation: Approve the regular Council/Redevelopment Agency Board meeting minutes of January 6, 2009, and special meeting minutes of October 28, November 4, November 12, November 25, and December 16, 2008 as submitted.
(City Clerk)

3. Mayor's appointments to boards, commissions and committees.

Recommendation: Approve the Mayor's appointments and re-appointments to boards, commissions, and committees with the following term expirations dates:

Art & Culture Commission:	Re-appt Lori Goodman	01/01/2013
Board of Appeals:	Re-appt Ken Davlin	01/01/2013
Finance Advisory Comm.:	Re-appt Peter Hannaford	01/01/2013
Finance Advisory Comm.:	Re-appt James Tenney	01/01/2013
Historic Preservation Com.:	Re-appt Jessica Bigger	12/31/2012
Housing Advisory Board:	Appoint Kay Escarda	01/01/2010
Transportation Safety Com.:	Re-appt Carole Beaton	01/01/2013
Transportation Safety Com.:	Re-appt Kim Bergel	01/01/2013
Transportation Safety Com.:	Re-appt Ron Kuhnel	01/01/2013
Transportation Safety Com.:	Re-appt Norman Peterson	01/01/2013
Transportation Safety Com.:	Appoint Charles Bean	01/01/2010

(Mayor)

4. Purchase New Street Sweeper.

Recommendation: Approve purchase of new Schwarze model A7000 street sweeper in the amount of \$183,161.55, utilizing a cooperative purchasing agreement through Houston Galveston Area Council, contract number SW-04-08 code BE02.

(Assistant City Manager)

5. Memorandum of Understanding – Eureka Police Officer's Association (EPOA) – Contract Amendment.

Recommendation: Adopt resolution authorizing the Mayor to execute an Amendment to the current Memorandum of Understanding between the City of Eureka and the Eureka Police Officers' Association (EPOA) regarding salaries and supplemental benefits.

(Personnel Director)

6. Destruction of Records.

Recommendation: Approve the resolution requesting destruction of records pursuant to City policy.

(Chief of Police)

7. Agreement with Humboldt Towing Inc. for services to provide towing, recovery and secure storage for vehicles impounded as evidence by the Eureka Police Department.

Recommendation: Accept the Contractor Rate Schedule provided by Humboldt Towing inc. in their formal bid proposal dated 12/18/08 for services to provide towing, recovery and secure storage for vehicles impounded as evidence by the Eureka Police Department.

(Chief of Police)

8. Resolution authorizing City Manager to execute Agreements with State Board of Equalization for Implementation of a Local Transactions and Use Tax.

Recommendation: 1. Adopt resolution authorizing City Manager to execute two agreements with the State Board of Equalization: An Agreement for Preparation to Administer and Operate City's Transactions and Use Tax Ordinance and an Agreement for State Administration of City Transactions and Use Taxes.

2. Appropriate funds in the General Fund non-departmental division, to pay the State Board of Equalization to prepare to administer the City's Transactions and Use Tax in an amount not to exceed \$175,000.

(Finance Director)

9. Resolution authorizing Hinderliter, de Llamas and Associates to examine Transactions and Use Tax records of the City in order to provide compliance auditing services.

Recommendation: Adopt resolution authorizing examination of transactions and use tax records.

(Finance Director)

10. Request for Exception to the Hiring Freeze

Recommendation: The Public Works Department recommends that Council approve the exception to the hiring freeze for three Maintenance Worker I/II positions, which are already included in the FY 08/09 budget and are paid out of either the Water Distribution Fund or Wastewater Collections Fund, not the General Fund.

(Personnel Director)

11. Request for Exception to the Hiring Freeze

Recommendation: The Public Works Department recommends that Council approve the exception to the hiring freeze for the Maintenance Worker II position, which is already included in the FY 08/09 budget.

(Personnel Director)

12. Problem Oriented Policing Program POP Coordinator

Recommendation: 1. Adopt the classification specification (job description) and compensation for the new Problem Oriented Policing POP Coordinator position; and
2. Authorize the filling of the POP Coordinator position.

(Personnel Director)

ORDINANCES/RESOLUTIONS

13. Sewer Use Ordinance Amendment.

Recommendation: Waive reading, read by title only, and introduce Bill No. 800-C.S., an ordinance amending Eureka Municipal Code Title V, Chapter 50, amending Sections 50.001 through 50.999 and adding new Sections 50.040 through 50.046 pertaining to Sewers.

(Assistant City Manager-Operations)

REPORTS/ACTION ITEMS

14. Regional Housing Needs

Recommendation: Receive report from Glen A. Campora, Senior Policy Advisor for California Department of Housing and Community Development.

(Councilmember Glass)

15. Wireless Communications Ordinance

Recommendation: Discuss and provide staff direction on the desired elements of a draft wireless communications ordinance.

(City Attorney)

16. Emerging Renewable Resource Program (EERP) Funding Application for PG&E WaveConnect Project

Recommendation: Authorize Mayor to sign letter to California Public Utilities Commission.

(Councilmember Leonard)

CITY MANAGER/EXECUTIVE DIRECTOR'S REPORTS

ADJOURNMENT

NOTE: If open session items cannot be completed by 10:00 P.M., the meeting will be continued to the adjourned regular meeting on the following Thursday, as noted above on the heading of this agenda.

If closed session items cannot be completed by 6:25 P.M., they will be continued at the conclusion of the regular agenda, provided there is time. If time does not allow then those closed session items will be continued to the adjourned regular meeting on the following Thursday, as noted above on the heading of this agenda.

<p>NOTICE: Any writing that is a public record not exempt from public disclosure and relating to an agenda item for an open session of a regular meeting of the City Council is available for public inspection at the following designated location:</p> <p>Office of the City Clerk Eureka City Hall 531 "K" Street, Room 207 Eureka, CA 95501</p>
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